

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
David J. Nelson, et al

**AN APPARATUS AND METHOD OF
PRODUCING MULTIPLE SPECTRAL
DEPOSITS FROM A MIXTURE
OF A COMPRESSED FLUID AND A
MARKING MATERIAL**

Serial No. 10/602,840

Filed 24 June 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Transmitted herewith is an amendment in the above-identified application:

No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		*	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE
TOTAL	33	MINUS	33	0	X 18	\$0
INDEP	3	MINUS	3	0	X 88	\$0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				+ 300		\$ 0
					TOTAL	\$0

* The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

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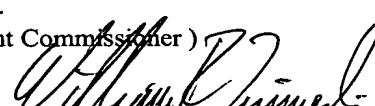
The Commissioner is hereby authorized to charge payment of
the following fees associated with this communication or credit any overpayment to Eastman Kodak
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Any additional filing fees required under 37 CFR 1.16.

Any patent application processing fees under 37 CFR 1.17.

(For Extensions of Time and other Petitions to the Assistant Commissioner)

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If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.

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Sir:

Group Art Unit: 2873

Examiner: Leonard S. Liang

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Tracey Thomas

Date

January 7, 2005

Response to Restriction/Election of Species Requirement

In response to the Office Action mailed December 9, 2004, for which the one-month time period to respond extends to January 9, 2005, please consider the following remarks.

REMARKS

Applicants elect species IV, as shown in FIG. 4, with traverse. However, Applicants respectfully submit that species I through V, as shown in FIGS. 1 through 5, are related, having similar subject matter. As such, Applicants submit that the Examiner would not be seriously burdened by examining the invention of species I through III, and V along with the invention of species IV. Accordingly, withdrawal of the election of species requirement is respectfully requested.

Applicants submit that Claims 1-33 correspond to the invention of species IV. Additionally, Applicants submit that Claims 1-33 are generic to species I through V. Accordingly, Applicants request examination of Claims 1-33.